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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

|                           |   |                           |
|---------------------------|---|---------------------------|
| UNITED STATES OF AMERICA, | ) | No. CR08-00540 DLJ        |
|                           | ) |                           |
| Plaintiff,                | ) | STIPULATION AND ORDER FOR |
|                           | ) | CONTINUANCE OF SENTENCING |
| v.                        | ) | PROCEEDING                |
|                           | ) |                           |
| JAMES SELZER,             | ) |                           |
|                           | ) |                           |
| Defendant.                | ) |                           |

Plaintiff United States of America, by and through its counsel of record, and defendant James Selzer, by and through his counsel of record, hereby stipulate as follows:

1. On September 4, 2009, defendant entered a guilty plea to the two-count indictment and sentencing was scheduled for December 4, 2009 at 10 a.m. By notice dated October 30, 2009, the December 4<sup>th</sup> sentencing date was vacated due to this Court's unavailability and a new sentencing date of December 18, 2009 at 10 a.m. was set.

2. The parties stipulate and request that the sentencing proceeding be continued from December 18, 2009 to February 12, 2010 at 10 a.m. Insa Bel' Ochi, the probation officer assigned to prepare the pre-sentence report, has informed the parties that the investigation of defendant's background has been labor-intensive and, as the result of the particular circumstances, she needs

1 additional time to prepare an accurate and thorough report. In addition, Ms. Bel' Ochi will be out  
2 of the office from December 20, 2009 to January 4, 2010.

3  
4 Dated: 11/30/09

\_\_\_\_\_  
/s/  
DEBORAH R. DOUGLAS  
Assistant United States Attorney

5  
6 Dated: 11/30/09

\_\_\_\_\_  
/s/  
IRVIN L. SIMONS, Esq.  
Attorney for Defendant

7  
8  
9 ORDER

10 Based on the reasons provided in the stipulation of the parties above, the Sentencing  
11 Hearing for defendant James Selzer set for December 18, 2009 at 10 a.m. is VACATED. The new  
12 sentencing date is February 12, 2010 at 10 a.m.

13  
14 IT IS SO ORDERED.

15  
16 Dated :December 1, 2009

\_\_\_\_\_  
  
HONORABLE D. LOWELL JENSEN  
United States District Court Judge